

# United States Court of Appeals

FOR THE DISTRICT OF COLUMBIA CIRCUIT

**No. 02-3104**

**September Term, 2007**

**01cr00073-01**

**Filed On: October 9, 2007** [1072339]

United States of America,  
Appellee

v.

Benjamin Gwyn,  
Appellant

**BEFORE:** Sentelle and Tatel, Circuit Judges, and Edwards, Senior Circuit  
Judge

## **J U D G M E N T**

Upon consideration of the joint motion to issue the mandate in which the parties advise the court that the district court would not alter the sentence previously imposed on appellant, and the court's order filed March 30, 2007, affirming the judgment of conviction, it is

**ORDERED and ADJUDGED** that the sentence of the District Court appealed from in this cause be affirmed.

The Clerk is directed to withhold issuance of the mandate herein until seven days after resolution of any timely petition for rehearing or rehearing en banc. See Fed. R. App. P. 41(b); D.C. Cir. Rule 41.

## **Per Curiam**

**FOR THE COURT:**  
Mark J. Langer, Clerk

BY:

Deputy Clerk